

1 BILL NO. G-83-12-53

2 GENERAL ORDINANCE NO. G-01-84

3 AN ORDINANCE restricting the carrying,
4 use, consumption, sale or transfer of
5 alcoholic beverages in the City parks,
6 except in the Botanical Conservatory
7 with prior written approval, providing
8 for penalties, and repealing all
9 ordinances in conflict and providing
10 for an effective date.

11 WHEREAS, it is in the best interest of this City and of
12 its citizens to have more complete and clearly defined control
13 with respect to the restricting of the use of alcoholic beverages
14 in City parks; and

15 WHEREAS, use of alcoholic beverages on City park pro-
16 perty should be prohibited with the exception of the Botanical
17 Conservatory; and

18 WHEREAS, use of alcoholic beverages in the Botanical
19 Conservatory would be permitted only with a prior written permit
20 received from the Board of Park Commissioners and only if the
21 permittee complied with all rules and regulations of the Board of
22 Park Commissioners; and

23 WHEREAS, an exception to the general rule prohibiting
24 alcoholic beverages on City park property should be made for the
25 Botanical Conservatory because the Botanical Conservatory is an
26 enclosed area where use of alcoholic beverages can be easily
27 controlled; and

28 WHEREAS, it is desirous to allow the use of alcoholic
29 beverages in the Botanical Conservatory for parties, receptions
30 and other gatherings.

31 NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF
32 THE CITY OF FORT WAYNE, INDIANA:

33 SECTION 1. Chapter 19, Article 1, of the Municipal
Code of the City of Fort Wayne is hereby amended by repealing
Section 19-8 and substituting the following new code section which
reads as follows:

1 Page Two

3 ARTICLE 1. IN GENERAL

4 Sec. 19-8. Possession, Sale or Consumption of Alcoholic
5 Beverages.

6 SECTION 1.

7 (a) No intoxicants of any kind, including wine, beer,
8 ale, or other alcoholic beverages, shall be brought
9 into a park area, consumed, sold or given away on
10 the premises of any public park, parkway or boule-
11 vard strip, except in the Botanical Conservatory
12 and only with a prior written permit to do so having
13 been received from the Board of Park Commissioners.
14 The form of the permit shall be as determined, from
15 time to time, by the Board of Park Commissioners.
16 Permits shall be available at the offices of the
17 Parks and Recreation Department of the City of
18 Fort Wayne, Indiana.

19 (b) Fees for such a permit shall be pursuant to a
20 schedule, as developed by the Board of Park Com-
21 missioners from time to time. Fee schedules may
22 be obtained at the offices of the Parks and Re-
23 creation Department of the City of Fort Wayne,
24 Indiana. Any fees imposed here shall be in addi-
25 tion to any facility rental charge imposed by the
26 Board of Park Commissioners.

27 (c) The Board of Park Commissioners shall have the
28 authority to develop and implement policies con-
29 trolling the possession and use of alcoholic bev-
30 erages in the Botanical Conservatory.

31 (d) All permits granted under this section shall be
32 prominently displayed and produced for inspection

2
3 when requested by an officer or citizen, and shall
4 not be transferable.

5 (e) No permit granted under this section shall be con-
6 strued to entitle any person to possess, serve,
7 sell, consume to give away alcoholic beverages in
8 any place other than the area specifically desig-
9 nated in said permit. Furthermore, no permit
10 granted under this ordinance shall be construed to
11 allow any individual to act in any fashion that
12 would violate any other law, statute, ordinance,
13 rule or regulation.

14 (f) The permit of any person who shall violate or fail
15 to comply with any provision of this section may be
16 immediately revoked by the Board of Park Com-
17 missioners or its designates.

18 (g) All fees from issuance of such permits shall accrue
19 to the General Fund of the Parks and Recreation De-
20 partment of the City.

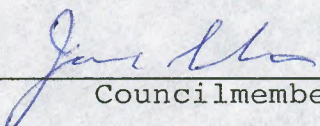
21 (h) Any violation of any of the provisions of this
22 Ordinance by any person shall be punishable by a
23 fine in a sum of not less than Twenty-Five and
24 No/100 Dollars (\$25.00) nor more than Two Hundred
25 Dollars (\$200.00), for each offense.

26 SECTION 2. All Ordinances, or part thereof heretofore
27 adopted, affecting the possession, sale, consumption, giving away
28 transfer or carrying into a park area of any intoxicant, including
29 alcoholic beverages, are hereby repealed.

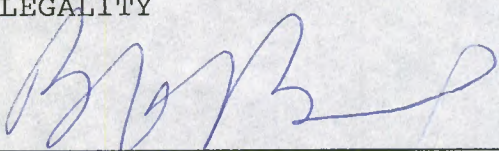
30 SECTION 3. That this Ordinance shall be in full force
31 and effect upon passage and approval by the Mayor, and legal pub-
32 lication thereof.

1 Page Four

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Councilmember

APPROVED AS TO FORM
AND LEGALITY


Bruce O. Boxberger, City Attorney

FOX RIVER BOND
25% COTTON

Read the first time in full and on motion by Stam,
seconded by Salinas, and duly adopted, read the second time
by title and referred to the Committee Regulations (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ .M., E.S.

DATE: 12-27-83

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time, in full and on motion by Bradbury,
seconded by Salinas, and duly adopted, placed on its
passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	_____	_____	<u>1</u>	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	_____	_____	_____	<u>✓</u>	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 1-10-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. 901-84
on the 10th day of January, 1984,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Ray A. Ebert
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 11th day of January, 1984,
at the hour of 11:30 o'clock A. .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of Jan.,
1984, at the hour of 12:30 o'clock P. .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

BILL NO. G-83-12-53

*hand for
prev chief
amend to
add "reserve
police officer"*

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN
ORDINANCE restricting the carrying, use, consumption, sale or
transfer of alcoholic beverages in the City parks, except in the
Botanical Conservatory with prior written approval, providing for
penalties, and repealing all ordinances in conflict and providing for
an effective date

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE do PASS.

JANET G. BRADBURY, CHAIRWOMAN

Janet G. Bradbury

SAMUEL J. TALARICO, VICE CHAIRMAN

Samuel J. Talarico

CHARLES B. REDD

Charles B. Redd

MARK E. GIAQUINTA

Mark E. Giaquinta

JAMES S. STIER

James S. Stier

Sandra E. Kennedy

*Ch. carried in
1-10-84*

DIGEST SHEETTITLE OF ORDINANCE General Ordinance B-83-12-53DEPARTMENT REQUESTING ORDINANCE Parks and Recreation Department

SYNOPSIS OF ORDINANCE An Ordinance restricting the carrying, use,
consumption, sale or transfer of alcoholic beverages in the City
parks, except in the Botanical Conservatory with prior written
approval, providing for penalties, and repealing all ordinances
in conflict and providing for an effective date.

EFFECT OF PASSAGE Added income for the Park Department.EFFECT OF NON-PASSAGE Opposite of the above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) _____

LEGAL NOTICE

Notice is hereby given that on the 10th day of
January, 1984, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. G-83-12-53

Ordinance No. G-01-84 to-wit:

1 BILL NO. G-83-12-53

2
3 GENERAL ORDINANCE NO. G-01-84

4 AN ORDINANCE restricting the carrying,
5 use, consumption, sale or transfer of
6 alcoholic beverages in the City parks,
7 except in the Botanical Conservatory
with prior written approval, providing
for penalties, and repealing all
ordinances in conflict and providing
for an effective date.

8 WHEREAS, it is in the best interest of this City and of
9 its citizens to have more complete and clearly defined control
10 with respect to the restricting of the use of alcoholic beverages
11 in City parks; and

12 WHEREAS, use of alcoholic beverages on City park pro-
13 perty should be prohibited with the exception of the Botanical
14 Conservatory; and

15 WHEREAS, use of alcoholic beverages in the Botanical
16 Conservatory would be permitted only with a prior written permit
17 received from the Board of Park Commissioners and only if the
18 permittee complied with all rules and regulations of the Board of
19 Park Commissioners; and

20 WHEREAS, an exception to the general rule prohibiting
21 alcoholic beverages on City park property should be made for the
22 Botanical Conservatory because the Botanical Conservatory is an
23 enclosed area where use of alcoholic beverages can be easily
24 controlled; and

25 WHEREAS, it is desirable to allow the use of alcoholic
26 beverages in the Botanical Conservatory for parties, receptions
27 and other gatherings.

28 NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF
29 THE CITY OF FORT WAYNE, INDIANA:

30 SECTION 1. Chapter 19, Article 1, of the Municipal
31 Code of the City of Fort Wayne is hereby amended by repealing
32 Section 19-8 and substituting the following



The City of Fort Wayne

January 13, 1984

Ms. Mary Gabet
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Gabet:

Please give the attached full coverage on the dates of January 17, & January 24, 1984, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-83-12-53
General Ord. No: G-01-84

Alcoholic beverages in the City Parks

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

Notice is hereby given that on the 10th day of January, 1984, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-83-12-53, Ordinance No. G-01-84 to-wit:

BILL NO. G-83-12-53
GENERAL ORDINANCE
NO. G-01-84

An Ordinance restricting the carrying, use, consumption, sale or transfer of alcoholic beverages in the City parks, except in the Botanical Conservatory with prior written approval, providing for penalties, and repealing all ordinances in conflict and providing for an effective date.

WHEREAS, it is in the best interest of this City and of its citizens to have more complete and clearly defined control with respect to the restricting of the use of alcoholic beverages in City parks; and

WHEREAS, use of alcoholic beverages on City park property should be prohibited with the exception of the Botanical Conservatory; and

WHEREAS, use of alcoholic beverages in the Botanical Conservatory would be permitted only with a prior written permit received from the Board of Park Commissioners and only if the permittee complied with all rules and regulations of the Board of Park Commissioners; and

WHEREAS, an exception to the general rule prohibiting alcoholic beverages on City park property should be made for the Botanical Conservatory because the Botanical Conservatory is an enclosed area where use of alcoholic beverages can be easily controlled; and

WHEREAS, it is desirable to allow the use of alcoholic beverages in the Botanical Conservatory for parties, receptions and other gatherings.

NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Chapter 19, Article 1, of the Municipal Code of the City of Fort Wayne is hereby amended by repealing Section 19-8 and substituting the following new code section which reads as follows:

ARTICLE 1. IN GENERAL
Sec. 19-8. Possession, Sale or Consumption of Alcoholic Beverages.

SECTION 1.

(a) No intoxicants of any kind, including wine, beer, ale, or other alcoholic beverages, shall be brought into a park area, consumed, sold or given away on the premises of any public park, parkway or boulevard strip, except in the Botanical Conservatory and only with a prior written permit to do so having been received from the Board of Park Commissioners. The form of the permit shall be as determined, from time to time, by the Board of Park Commissioners. Permits shall be available at the offices of the Parks and Recreation Department of the City of Fort Wayne, Indiana.

(b) Fees for such a permit shall be pursuant to a schedule, as developed by the Board of Park Commissioners from time to time. Fee schedules may be obtained at the offices of the Parks and Recreation Department of the City of Fort Wayne, Indiana. Any fees imposed here shall be in addition to any facility rental charge imposed by the Board of Park Commissioners.

(c) The Board of Park Commissioners shall have the authority to develop and implement policies controlling the possession and use of alcoholic beverages in the Botanical Conservatory.

(d) All permits granted under this section shall be prominently displayed and produced for inspection when requested by an officer or citizen, and shall not be transferable.

(e) No permit granted under this section shall be construed to entitle any person to possess, serve, sell, consume to give away alcoholic beverages in any place other than the area specifically designated in said permit. Furthermore, no permit granted under this ordinance shall be construed to allow any individual to act in any fashion that would violate any other law, statute, ordinance, rule or regulation.

(f) The permit of any person who shall violate or fail to comply with any provision of this section may be immediately revoked by the Board of Park Commissioners or its designates.

(g) All fees from issuance of such permits shall accrue to the General Fund of the parks and Recreation Department of the City.

(h) Any violation of any of the provisions of this Ordinance by any person shall be punishable by a fine in a sum of not less than Twenty-Five and No/ 100 Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00), for each offense.

SECTION 2. All Ordinances, or part thereof heretofore adopted, affecting the possession, sale, consumption, giving away transfer or carrying into a park area of any intoxicant, including alcoholic beverages, are hereby repealed.

SECTION 3. That this Ordinance shall be in full force and effect upon passage and approval by the Mayor, and legal publications thereof.

James S. Stier
Councilman

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight, Bradbury, Burns, Eisbart, GlauQuinta, Henry, Redd, Stier, Talarico

Nayes: None
Absent: One, Schmidt
Date: 1-10-84

Sandra E. Kennedy, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-01-84, on the 10th day of January, 1984.

Attest: Sandre E. Kennedy, City Clerk

Ben A. Eisbart, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of January, 1984, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk
Approved and signed by me this 11th day of January, 1984, at the hour of 12:30 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-01-84, passed by the Common Council on the 10th day of January, 1984, and that said Ordinance was duly signed and approved by the Mayor on the 11th day of January, 1984, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of January, 1984.

Sandra E. Kennedy, City Clerk
1-17-84

General Form No. 99 P (Rev. 1967)

f Accounts

Common Council

Unit)

County, Ind

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

not exceed two actual lines, neither of which shall total more than four solid lines in which the body of the advertisement is set) - number of equivalent lines

f lines

1

f lines

192

ines

1

ber of lines in notice

194

1 columns wide equals 194 equivalent lines at .345¢ \$ 66.93

notices containing rule or tabular work (50 per cent of above amount)

s of publication (50 cents for each proof in excess of two) 2 extra 1.00

OUNT OF CLAIM. \$ 67.93

mn 9.6 picas

Size of type 6 point

2

Size of quad upon which type is cast 6

es of Ch. 89., Acts 1967.

ount is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that she is CLERK of the

NEWS-SENTINEL

DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being

as follows: 1/17 - 1/24/84

Subscribed and sworn to me before this 24th day of January 19 84

Notary Public

My commission expires November 29, 1985

Fort Wayne Common Council

To NEWS-SENTINEL Dr.

(Governmental Unit)

Allen County, Ind

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

not exceed two actual lines, neither of which shall total more than four solid lines in which the body of the advertisement is set) - number of equivalent lines

1
192
1
194

ber of lines in notice

1 columns wide equals 194 equivalent lines at .345¢ \$ 66.93

notices containing rule or tabular work (50 per cent of above amount)

2 extra 1.00

OUNT OF CLAIM. \$ 67.93

mn 9.6 picas

Size of type 6 point

2 Size of quad upon which type is cast 6

es of Ch. 89., Acts 1967.

ount is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being

as follows: 1/17 - 1/24/84

Subscribed and sworn to me before this 24th day of January 19 84

My commission expires November 29, 1985

Family
nationwide
484-3162
9-5pm for
DYNAMICS
sales & profit
Saturday, Auto-
sales, part time
to manage
Positions avail-
ing into Ft.
Fast growing
necessity, com-
& 7 part time.
OPENINGS
ask for Roxane
position. Call for
technical app-
good organiza-
tion. Shipping
kills & Customer
Service.
PENING-Ship-
422-3575
W. Ave.
Care, 3301 Lake
Paul, Mich., Sun
resumes in confide-
license in Indiana.
metric and dental
benefit package inc
week. Complete CC
tions. Income base
physicians. Excel
macy. Good inter
pharmacist in busy
immediate opening
PHARMA
447-1585
Sat. 10-6. Must
sales experience to
Prefer women, 20
STORE SAM
PART TIME G
Equal Opportunity
1-800-482-933
1-800-521-
Section shall be construed to entitle
any person to possess, serve, sell,
consume to give away alcoholic
beverages in any place other than
the area specifically designated in
said permit. Furthermore, no permit
granted under this ordinance shall be
construed to allow any individual to
act in any fashion that would violate
any other law, statute, ordinance,
rule or regulation.
(f) The permit of any person who
shall violate or fail to comply with any
provision of this section may be
immediately revoked by the Board of
Park Commissioners or its designe-
tees.
(g) All fees from issuance of such
permits shall accrue to the General
Fund of the parks and Recreation
Department of the City.
(h) Any violation of any of the
provisions of this Ordinance by any
person shall be punishable by a fine
in a sum of not less than Twenty-Five
and No/ 100 Dollars (\$25.00) nor
more than Two Hundred Dollars
(\$200.00), for each offense.
SECTION 2. All Ordinances, or
part thereof heretofore adopted,
affecting the possession, sale, con-
sumption, giving away transfer or
carrying into a park area of any
intoxicant, including alcoholic bavar-
ages, are hereby repealed.
SECTION 3. That this Ordinance
shall be in full force and effect upon
passage and approval by the Mayor,
and legal publications thereof.
James S. Stier
Councilman
Read the third time in full and on
motion by Bradbury, seconded by
Telarico, and duly adopted, placed
on its passage. PASSED by the
following vote:
Ayes: Eight, Bradbury, Burns,
Eisbert, Glauquite, Henry, Redd,
Stier, Telarico
Nays: None
Absent: One, Schmidt
Date: 1-10-84
Sandra E. Kennedy, City Clerk
Passed and adopted by the
Common Council of the City of Fort
Wayne, Indiana, as General Ordinance
No. G-01-84, on the 10th day
of January, 1984.
Attest: Sandra E. Kennedy, City
Clerk
Ben A. Eisbert, Presiding Officer
Presented by me to the Mayor of
the City of Fort Wayne, Indiana, on
the 11th day of January, 1984, at the
hour of 11:30 o'clock A.M., E.S.T.
Sandra E. Kennedy, City Clerk
Approved and signed by me this
11th day of January, 1984, at the
hour of 12:30 o'clock P.M., E.S.T.
Win Moses, Jr.
Mayor
I, The Clerk of the City of Fort
Wayne, Indiana do hereby certify
that the above and foregoing is a full,
true and complete copy of General
Ordinance No. G-01-84, passed by
the Common Council on the 10th day
of January, 1984, and that said
Ordinance was duly signed and
approved by the Mayor on the 11th
day of January, 1984, and now
remains on file and on record in my
office.
WITNESS my hand, and the
official seal of the City of Fort Wayne,
Indiana, this 11th day of January,
1984.
Sandra E. Kennedy, City Clerk
1--17-24

Fort Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	
Head number of lines	1
Body number of lines	192
Tail number of lines	1
Total number of lines in notice	194

COMPUTATION OF CHARGES

194 lines, 1 columns wide equals 194 equivalent lines at .345¢	, 66.93
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra	1.00
TOTAL AMOUNT OF CLAIM	, 67.93

DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Jan. 24 1984

Title CLERK

Drusilla Roose

Form 903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS

Personally appeared before me, a notary public in and for said county and state, the undersigned **Drusilla Roose** who, being duly sworn, says that she is **CLERK** of the **NEWS-SENTINEL** **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows: **1/17 - 1/24/84**

Subscribed and sworn to me before this **24th** day of **January** 19 **84**

Anne M. Perkins
Notary Public

My commission expires **November 29, 1985**

QUALITY CO
TECHNIC
7491
MY
U CAN BE
TRIAL - Must
phone, be 18 or
in person with
personal tools a
ground Must be
background
TOOLMAKER
Employer.
P.O. Box 87, Ft.
46801, An Equal
Resumes accepted
R.N. SUPER
8-5 or phone 43
more information.
COVINGTON I
NURSING CE
5700 Wilki
Ft. Wayne
Rental Coord
Ideal individual mus
industry experient
quick learner.
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personable indivi
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IN. 46852.
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IN. 46801
M. Bx 87
Newspapers, Inc.
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work any shift and
experience expected
background. Min-
g electrical &
2. newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA
in state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for two times, the dates of publication being
as follows: 1/17 - 1/24/84

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

LINE COUNT

Display Matter (of the ty
Head numb
Body numb
Tail number
Total

NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Chapter 19, Article 1, of the Municipal Code of the City of Fort Wayne is hereby amended by repealing Section 19-8 and substituting the following new code section which reads as follows:

ARTICLE 1. IN GENERAL
Sec. 19-8. Possession, Sale or Consumption of Alcoholic Beverages.

SECTION 1.
(a) No intoxicants of any kind, including wine, beer, ale, or other alcoholic beverages, shall be brought into a park area, consumed, sold or given away on the premises of any public park, parkway or boulevard strip, except in the Botanical Conservatory and only with a prior written permit to do so having been received from the Board of Park Commissioners. The form of the permit shall be as determined, from time to time, by the Board of Park Commissioners. Permits shall be available at the offices of the Parks and Recreation Department of the City of Fort Wayne, Indiana.

(b) Fees for such a permit shall be pursuant to a schedule, as developed by the Board of Park Commissioners from time to time. Fee schedules may be obtained at the offices of the Parks and Recreation Department of the City of Fort Wayne, Indiana. Any fees imposed here shall be in addition to any facility rental charge imposed by the Board of Park Commissioners.

(c) The Board of Park Commissioners shall have the authority to develop and implement policies controlling the possession and use of alcoholic beverages in the Botanical Conservatory.

(d) All permits granted under this section shall be prominently displayed and produced for inspection when requested by an officer or citizen, and shall not be transferable.

(a) No permit granted under this section shall be construed to entitle any person to possess, serve, sell, consume or give away alcoholic beverages in any place other than the area specifically designated in said permit. Furthermore, no permit granted under this ordinance shall be construed to allow any individual to act in any fashion that would violate any other law, statute, ordinance, rule or regulation.

(f) The permit of any person who shall violate or fail to comply with any provision of this section may be immediately revoked by the Board of Park Commissioners or its designates.

(g) All fees from issuance of such permits shall accrue to the General Fund of the parks and Recreation Department of the City.

(h) Any violation of any of the provisions of this Ordinance by any person shall be punishable by a fine in a sum of not less than Twenty-Five and No/100 Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00), for each offense.

SECTION 2. All Ordinances, or part thereof heretofore adopted, affecting the possession, sale, consumption, giving away transfer or carrying into a park area of any intoxicant, including alcoholic beverages, are hereby repealed.

SECTION 3. That this Ordinance shall be in full force and effect upon passage and approval by the Mayor, and legal publications thereof.

James S. Stier
Councilman

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight, Bradbury, Burns, Eisbart, GioQuinta, Henry, Reed, Stier, Talarico

Nays: None
Absent: One, Schmidt
Date: 1-10-84

Sandra E. Kennedy, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-01-84, on the 10th day of January, 1984.

Attest: Sandra E. Kennedy, City Clerk

Ben A. Eisbart, Presiding Officer.
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of January, 1984, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk
Approved and signed by me this 11th day of January, 1984, at the hour of 12:30 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-01-84, passed by the Common Council on the 10th day of January, 1984, and that said Ordinance was duly signed and approved by the Mayor on the 11th day of January, 1984, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of January, 1984.

Sandra E. Kennedy, City Clerk
1--17-24

PUBLISHER'S CLAIM

neither of which shall total more than four solid lines
tisement is set) - number of equivalent lines

1
192
1
194

COMPUTATION OF CHARGE

194

194 equals 194 equivalent lines at .345¢ \$ 66.93

Additional charge

abular work (50 per cent of above amount)

Charge for extra

for each proof in excess of two) 2 extra

TOTAL

1.00
\$ 67.93

DATA FOR COMPUTING

Width of single

Size of type 6 point

Number of lines

Size of quad upon which type is cast 6

Pursuant to the provision and

I hereby certify that the foregoing has been paid.

that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Date Jan. 24, 19

Title CLERK

Form 9

PUBLISHER'S AFFIDAVIT

ty SS:

appeared before me, a notary public in and for said county and state, the
Drusilla Roose

CLERK

JOURNAL-GAZETTE

DAILY

newspaper of general circulation printed and published

language in the city of FORT WAYNE, INDIANA

and county aforesaid, and that the printed matter attached hereto is a true copy,
tuly published in said paper for two times, the dates of publication being

1/17 - 1/24/84

and sworn to me before this 24th day of January 19 84

Notary Public
November 29, 1985

ssion expires

LEGAL NOTICE

Notice is hereby given that on the 10th day of January, 1984, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-83-12-53, Ordinance No. G-01-84 to-wit:

BILL NO. G-83-12-53
GENERAL ORDINANCE
NO. G-01-84

An Ordinance restricting the carrying, use, consumption, sale or transfer of alcoholic beverages in the City parks, except in the Botanical Conservatory with prior written approval, providing for penalties, and repealing all ordinances in conflict and providing for an effective date.

WHEREAS, it is in the best interest of this City and of its citizens to have more complete and clearly defined control with respect to the restricting of the use of alcoholic beverages in City parks; and

WHEREAS, use of alcoholic beverages on City park property should be prohibited with the exception of the Botanical Conservatory; and

WHEREAS, use of alcoholic beverages in the Botanical Conservatory would be permitted only with a prior written permit received from the Board of Park Commissioners and only if the permittee complied with all rules and regulations of the Board of Park Commissioners; and

WHEREAS, an exception to the general rule prohibiting alcoholic beverages on City park property should be made for the Botanical Conservatory because the Botanical Conservatory is an enclosed area where use of alcoholic beverages can be easily controlled; and

WHEREAS, it is desirable to allow the use of alcoholic beverages in the Botanical Conservatory for parties, receptions and other gatherings.

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

192

1

194

COMPUTATION OF CHARGES

194 lines, 1 columns wide equals 194 equivalent lines at .345¢, 66.93 cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra

TOTAL AMOUNT OF CLAIM.

1.00

67.93

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Jan. 24 1984

Title CLERK

Form 904

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County SS:appeared before me, a notary public in and for said county and state, the
Drusilla Roose who, being duly sworn, says

CLERK

JOURNAL-GAZETTE

DAILY

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